

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF ARKANSAS  
FORT SMITH DIVISION

JESS A. CUMMINS,

PLAINTIFF

v.

Case No. 06-2035

JO ANNE B. BARNHART,  
Commissioner of the Social  
Security Administration,

DEFENDANT

**J U D G M E N T**

For reasons stated in the memorandum opinion of this date,  
we hereby affirm the decision of the Commissioner and dismiss  
plaintiff's case with prejudice. **The parties have sixty days  
from entry of the judgment on the docket in which to appeal.**

IT IS SO ORDERED AND ADJUDGED this 31<sup>st</sup> day of October 2006.

/s/ Robert T. Dawson  
HONORABLE ROBERT T. DAWSON  
UNITED STATES DISTRICT JUDGE